

# Daily Digest

## HIGHLIGHTS

Senate passed H.J. Res. 100, Railway and Carriers Labor Disputes.

## Senate

### Chamber Action

*Routine Proceedings, pages S6919–S6947*

**Measures Introduced:** Twenty-four bills and four resolutions were introduced, as follows: S. 5157–5180, S.J. Res. 65, and S. Res. 855–857.

**Pages S6940–41**

#### Measures Reported:

S. 2773, to amend the Leahy-Smith America Invents Act to address satellite offices of the United States Patent and Trademark Office, with an amendment in the nature of a substitute. **Page S6940**

#### Measures Passed:

**Trafficking Victims Protection Act:** Senate passed S. 4171, to reauthorize the Trafficking Victims Protection Act of 2000, after agreeing to the committee amendment in the nature of a substitute.

**Pages S6925–28**

**Railway and Carriers Labor Disputes:** By 80 yeas to 15 nays, 1 responding present (Vote No. 372), Senate passed H. J. Res. 100, to provide for a resolution with respect to the unresolved disputes between certain railroads represented by the National Carriers' Conference Committee of the National Railway Labor Conference and certain of their employees, by the order of the Senate of Thursday, December 1, 2022, 60 Senators having voted in the affirmative, and after taking action on the following amendment proposed thereto:

**Pages S6930–31, S6932–34**

#### Rejected:

By 25 yeas to 70 nays (Vote No. 370), Sullivan/Cotton Amendment No. 6503, in the nature of a substitute. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S6930–31**

**Women's Professional Baseball in Indiana:** Committee on Commerce, Science, and Transportation was discharged from further consideration of

S. Res. 786, recognizing the history of women's professional baseball in Indiana, and the resolution was then agreed to. **Pages S6945–46**

**Congratulating the Los Angeles Football Club:** Senate agreed to S. Res. 857, congratulating the Los Angeles Football Club for winning the 2022 Major League Soccer Cup. **Page S6946**

**Early Hearing Detection and Intervention Act:** Senate passed S. 4052, to reauthorize a program for early detection, diagnosis, and treatment regarding deaf and hard-of-hearing newborns, infants, and young children, after agreeing to the committee amendment in the nature of a substitute. **Page S6946**

**Cardiovascular Advances in Research and Opportunities Legacy Act:** Senate passed H.R. 1193, to amend title IV of the Public Health Service Act to direct the Director of the National Institutes of Health, in consultation with the Director of the National Heart, Lung, and Blood Institute, to establish a program under which the Director of the National Institutes of Health shall support or conduct research on valvular heart disease, after withdrawing the committee amendment in the nature of a substitute, and agreeing to the following amendment proposed thereto: **Pages S6946–47**

#### Adopted:

King (for McConnell) Amendment No. 6504, in the nature of a substitute. **Pages S6946–47**

#### Measures Failed:

**Enrollment Correction:** By 52 yeas to 43 nays (Vote No. 371), Senate failed to agree to H. Con. Res. 119, providing for a correction in the enrollment of H.J. Res. 100, by the order of the Senate of Thursday, December 1, 2022, 60 Senators not having voted in the affirmative. **Pages S6931–32**

#### House Messages:

**Preventing PFAS Runoff at Airports Act:** Senate concurred in the amendment of the House of Representatives to S. 3662, to temporarily increase the

cost share authority for aqueous film forming foam input-based testing equipment. **Page S6945**

### **Appointments:**

**National Advisory Committee on Institutional Quality and Integrity:** The Chair, on behalf of the Majority Leader, pursuant to the provisions of Public Law 110–315, announced the appointment of the following individuals to be members of the National Advisory Committee on Institutional Quality and Integrity: Dr. Zakiya Smith Ellis of Georgia, Debbie Cochrane of California, and Dr. Jose Luis Cruz Rivera of Arizona. **Page S6945**

**Blackwell Nomination:** Senate continued consideration of the nomination of Jerry W. Blackwell, of Minnesota, to be United States District Judge for the District of Minnesota. **Pages S6919–25, S6928–29**

During consideration of this nomination today, Senate also took the following action:

By 54 yeas to 42 nays (Vote No. EX. 368), Senate agreed to the motion to close further debate on the nomination. **Page S6929**

**Pryor Nomination:** Senate resumed consideration of the nomination of Doris L. Pryor, of Indiana, to be United States Circuit Judge for the Seventh Circuit. **Page S6929**

During consideration of this nomination today, Senate also took the following action:

By 62 yeas to 31 nays (Vote No. EX. 369), Senate agreed to the motion to close further debate on the nomination. **Page S6929**

**Blackwell and Pryor Nominations—Agreement:** A unanimous-consent agreement was reached providing that all post-cloture time on the nominations of Jerry W. Blackwell, of Minnesota, to be United States District Judge for the District of Minnesota, and Doris L. Pryor, of Indiana, to be United States Circuit Judge for the Seventh Circuit, be considered expired; that the vote on confirmation of the nomination of Jerry W. Blackwell occur at a time to be determined by the Majority Leader, following consultation with the Republican Leader; and that the vote on confirmation of the nomination of Doris L. Pryor occur at 5:30 p.m., on Monday, December 5, 2022. **Page S6934**

**Behm Nomination—Cloture:** Senate began consideration of the nomination of Frances Kay Behm, of Michigan, to be United States District Judge for the Eastern District of Michigan. **Pages S6934–35**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Tuesday, December 6, 2022. **Page S6935**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6934**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6934**

A unanimous-consent agreement was reached providing that Senate resume consideration of the nomination at approximately 3 p.m., on Monday, December 5, 2022. **Page S6947**

**Hodge Nomination—Cloture:** Senate began consideration of the nomination of Kelley Brisbon Hodge, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6935**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Frances Kay Behm, of Michigan, to be United States District Judge for the Eastern District of Michigan. **Page S6935**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6935**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6935**

**Perez Nomination—Cloture:** Senate began consideration of the nomination of Mia Roberts Perez, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6935**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Kelley Brisbon Hodge, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6935**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6935**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6935**

**Scott Nomination—Cloture:** Senate began consideration of the nomination of Kai N. Scott, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6935**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition

of the nomination of Mia Roberts Perez, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Page S6935**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6935**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6935**

**Murphy Nomination—Cloture:** Senate began consideration of the nomination of John Frank Murphy, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

**Pages S6935–36**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Kai N. Scott, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania. **Pages S6935–36**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6935**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6935**

**Messages from the House:** **Page S6940**

**Enrolled Bills Presented:** **Page S6940**

**Executive Reports of Committees:** **Page S6940**

**Notice of a Tie Vote Under S. Res. 27:** **Page S6936**

**Additional Cosponsors:** **Pages S6941–42**

**Statements on Introduced Bills/Resolutions:** **Pages S6942–44**

**Additional Statements:** **Page S6939**

**Amendments Submitted:** **Pages S6944–45**

**Authorities for Committees to Meet:** **Page S6945**

**Record Votes:** Five record votes were taken today. (Total—372) **Pages S6929, S6931–32**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 5:11 p.m., until 3 p.m. on Monday, December 5, 2022. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6947.)

## Committee Meetings

(Committees not listed did not meet)

### FTX COLLAPSE

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded a hearing to examine lessons

learned from the FTX collapse, focusing on why Congress needs to act, after receiving testimony from Rostin Behnam, Chairman, Commodity Futures Trading Commission.

### FAIRNESS IN FINANCIAL SERVICES

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine fairness in financial services, focusing on racism and discrimination in banking, including S. 4619, to provide that all persons shall be entitled to the full and equal enjoyment of the goods, services, facilities, privileges, and accommodations of financial institutions, after receiving testimony from Representative Donalds; and Lisa C. Rice, National Fair Housing Alliance, Marc H. Morial, National Urban League, Devon Westhill, Center for Equal Opportunity, and Janai Nelson, NAACP Legal Defense and Educational Fund, Inc., all of Washington, D.C.

### LANDSAT AT 50

*Committee on Commerce, Science, and Transportation:* Subcommittee on Space and Science concluded a hearing to examine Landsat at 50 and the future of U.S. satellite-based earth observation, after receiving testimony from Stephen M. Volz, Assistant Administrator, National Environmental Satellite, Data, and Information Service, National Oceanic and Atmospheric Administration, Department of Commerce; Kate Calvin, Chief Scientist, National Aeronautics and Space Administration; Kevin Gallagher, Associate Director for Core Science Systems, United States Geological Survey, Department of the Interior; Dan Jablonsky, Maxar Technologies, Westminster, Colorado; and Waleed Abdalati, University of Colorado Cooperative Institute for Research in Environmental Sciences, Boulder.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the nominations of David Crane, of New Jersey, to be Under Secretary, Jeffrey Matthew Marootian, of the District of Columbia, to be an Assistant Secretary (Energy Efficiency and Renewable Energy), and Gene Rodrigues, of California, to be an Assistant Secretary (Electricity Delivery and Energy Reliability), all of the Department of Energy.

### LEGISLATION

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine S. 3112, to amend the Energy Policy Act of 2005 to establish a Hydrogen Technologies for Heavy Industry Grant Program, S. 3152, to amend the Energy Policy Act of 2005 to disqualify certain borrowers from receiving a guarantee for a project, S. 3915, to require the Secretary of Energy to provide technology grants to

strengthen domestic mining education, S. 3957, to amend the Infrastructure Investment and Jobs Act to make certain activities eligible for grants from the Abandoned Mine Reclamation Fund, S. 3978, to require the Secretary of Energy to carry out a program to operate a uranium reserve consisting of uranium produced and converted in the United States and a program to ensure the availability of uranium produced, converted, and enriched in the United States, S. 4420, to provide for advancements in carbon removal research, quantification, and commercialization, including by harnessing natural processes, S. 4424, to amend the Recreation and Public Purposes Act to authorize sales and leases of certain Federal land to federally recognized Indian Tribes, S. 4515, to require the Secretary of Energy to stipulate, as a condition on the sale at auction of any crude oil from the Strategic Petroleum Reserve, that the crude oil not be exported to certain countries, S. 4542, to establish the Dolores River National Conservation Area and the Dolores River Special Management Area in the State of Colorado, to protect private water rights in the State, S. 4579, to amend the Energy and Water Development and Related Agencies Appropriations Act, 2015, to extend certain deadlines applicable to pilot projects to increase Colorado River System water to address effects of historic drought conditions, S. 4651, to amend the Energy Policy and Conservation Act to require the Secretary of Energy to stipulate, as a condition on the sale at auction of any petroleum products from the Strategic Petroleum Reserve, that the petroleum products not be exported to certain countries, to prohibit such sales to certain state-owned entities, S. 4732, to authorize the Georgetown African American Historic Landmark Project and Tour to establish a commemorative work in the District of Columbia and its environs, S. 4860, to provide for the establishment of a grazing management program on Federal land in Malheur County, Oregon, S. 4995, to require the Secretary of Agriculture and the Secretary of the Interior to prioritize the completion of the Continental Divide National Scenic Trail, S. 5129, to modify the boundary of the Mammoth Cave National Park in the State of Kentucky, and S.J. Res. 62, approving the location of a memorial to commemorate the commitment of the United States to a free press by honoring journalists who sacrificed their lives in service to that cause, and an original bill to establish a new organization to manage nuclear waste, provide

a consensual process for siting nuclear waste facilities, ensure adequate funding for managing nuclear waste, after receiving testimony from Senator Bennett; Kathryn Huff, Assistant Secretary for Nuclear Energy, and Douglas MacIntyre, Deputy Director for the Office of Petroleum Reserves, both of the Department of Energy; and Nada Wolff Culver, Principal Deputy Director, Bureau of Land Management, Department of the Interior.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 2773, to amend the Leahy-Smith America Invents Act to address satellite offices of the United States Patent and Trademark Office, with an amendment in the nature of a substitute; and

The nominations of Anthony Devos Johnstone, of Montana, to be United States Circuit Judge for the Ninth Circuit, Maria Araujo Kahn, of Connecticut, to be United States Circuit Judge for the Second Circuit, Daniel J. Calabretta, to be United States District Judge for the Eastern District of California, Matthew L. Garcia, to be United States District Judge for the District of New Mexico, Margaret R. Guzman, to be United States District Judge for the District of Massachusetts, Jeffery Paul Hopkins, to be United States District Judge for the Southern District of Ohio, Lindsay C. Jenkins, to be United States District Judge for the Northern District of Illinois, Araceli Martinez-Olguin, to be United States District Judge for the Northern District of California, Adrienne C. Nelson, to be United States District Judge for the District of Oregon, Jamar K. Walker, to be United States District Judge for the Eastern District of Virginia, Jamal N. Whitehead, to be United States District Judge for the Western District of Washington, and Jaime E. Esparza, to be United States Attorney for the Western District of Texas, Alamdar S. Hamdani, to be United States Attorney for the Southern District of Texas, Roger B. Handberg, to be United States Attorney for the Middle District of Florida, Markenzy Lapointe, to be United States Attorney for the Southern District of Florida, Terry J. Burgin, to be United States Marshal for the Western District of North Carolina, and Glenn M. McNeill, Jr., to be United States Marshal for the Eastern District of North Carolina, all of the Department of Justice.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 31 public bills, H.R. 9372–9402; and 5 resolutions, H. Res. 1502–1506 were introduced. **Pages H8707–09**

**Additional Cosponsors:** **Page H8710**

**Report Filed:** A report was filed today as follows:

H. Res. 1412, of inquiry directing the Secretary of the Treasury to transmit certain documents to the House of Representatives relating to the projected inflationary impact of the implementation of the Infrastructure Investment and Jobs Act, the Build Back Better Act, and the Infrastructure and Jobs Act in conjunction with the Build Back Better Act, adversely, with an amendment (H. Rept. 117–588).

**Page H8707**

**Recess:** The House recessed at 1:32 p.m. and reconvened at 2:32 p.m. **Page H8693**

**One Stop Shop Community Reentry Program Act:** The House passed H.R. 3372, to authorize implementation grants to community-based nonprofits to operate one-stop reentry centers, by a yea-and-nay vote of 259 yeas to 167 nays, Roll No. 492.

**Pages H8679–86, H8693–94**

Pursuant to the Rule, the amendment printed in part A of H. Rept. 117–587 shall be considered as adopted.

**Pages H8679–81**

Agreed to:

Scanlon amendment (No. 1 printed in part B of H. Rept. 117–587) that requires the report to Congress to include other relevant information which may include recommendations to improve the effectiveness and efficiency of the grant program.

**Page H8686**

H. Res. 1499, the rule providing for consideration of the bills (H.R. 3372), (H.R. 6878), (H.R. 8876) and the joint resolution (H.J. Res. 100) was agreed to yesterday, November 30th.

**Pregnant Women in Custody Act:** The House passed H.R. 6878, to address the health needs of incarcerated women related to pregnancy and childbirth, by a yea-and-nay vote of 324 yeas to 90 nays, Roll No. 493.

**Pages H8686–93, H8694–95**

Pursuant to the Rule, the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, modified by the amendment printed in part C of H. Rept. 117–587, shall be considered as adopted.

**Pages H8687–89**

Agreed to:

Lois Frankel (FL) amendment (No. 1 printed in part D of H. Rept. 117–587) that includes postpartum health conditions in the list of counseling to women who gave birth while in custody or prior to custody. **Page H8693**

H. Res. 1499, the rule providing for consideration of the bills (H.R. 3372), (H.R. 6878), (H.R. 8876) and the joint resolution (H.J. Res. 100) was agreed to yesterday, November 30th.

**Suspensions-Proceedings Resumed:** The House agreed to suspend the rules and pass the following measures. Consideration began Tuesday, November 29th.

**Uyghur Policy Act:** H.R. 4785, amended, to support the human rights of Uyghurs and members of other minority groups residing in the Xinjiang Uyghur Autonomous Region and safeguard their distinct identity, by a  $\frac{2}{3}$  yea-and-nay vote of 407 yeas to 17 nays, Roll No. 494; **Pages H8695–96**

Agreed to amend the title so as to read: “To support the human rights of Uyghurs and members of other minority groups residing primarily in Xinjiang Uyghur Autonomous Region and safeguard their distinct identity, and for other purposes.”; **Page H8696**

**Delivering Optimally Urgent Labor Access for Veterans Affairs Act:** H.R. 2521, amended, to require the Secretary of Veterans Affairs to establish a pilot program to furnish doula services to veterans, by a  $\frac{2}{3}$  yea-and-nay vote of 396 yeas to 44 nays, Roll No. 497; **Pages H8701–02**

Agreed to amend the title so as to read: “To require the Secretary of Veterans Affairs to conduct a study on the feasibility and advisability of furnishing doula services to certain veterans, and for other purposes.”; **Page H8702**

**Protecting Firefighters from Adverse Substances Act:** S. 231, to direct the Administrator of the Federal Emergency Management Agency to develop guidance for firefighters and other emergency response personnel on best practices to protect them from exposure to PFAS and to limit and prevent the release of PFAS into the environment, by a  $\frac{2}{3}$  yea-and-nay vote of 400 yeas to 22 nays, Roll No. 498; and **Pages H8702–03**

**Pro bono Work to Empower and Represent Act:** S. 3115, to remove the 4-year sunset from the Pro bono Work to Empower and Represent Act of 2018, by a  $\frac{2}{3}$  yea-and-nay vote of 406 yeas to 14 nays, Roll No. 499. **Page H8703**

Suspending the Rules and passing bills en bloc: Pursuant to section 5 of H. Res. 1499, Representative Hoyer made a motion to suspend the rules and pass the following bills en bloc, and therefore the ordering of the yeas and nays on postponed motions would be vacated to the end that all such motions would be considered as withdrawn: H.R. 4601, as amended; H.R. 4772, as amended; H.R. 5943, as amended; H.R. 7158, as amended; and agree to H. Res. 922, as amended and H.R. 744, as amended, by a yeas-and-nays vote of 401 yeas to 18 nays, Roll No. 495.

Pages H8696–H8700

Agreed to amend the title of H.R. 5943 as follows: “To designate the outpatient clinic of the Department of Veterans Affairs in Greenville, South Carolina, as the ‘Lance Corporal Dana Cornell Darnell VA Clinic’.”

Page H8700

Suspending the Rules and passing bills en bloc: Pursuant to section 5 of H. Res. 1499, Representative Hoyer made a motion to suspend the rules and pass the following bills en bloc, and therefore the ordering of the yeas and nays on postponed motions would be considered as withdrawn: H.R. 9308; H.R. 8203; H.R. 4899 and S. 3825, by a yeas-and-nays vote of 350 yeas to 66 nays with two answering “present”, Roll No. 496.

Pages H8700–01

**Senate Referrals:** S. 1466 was held at the desk. S. 4017 was held at the desk. S. 4337 was held at the desk. S. 5060 was held at the desk. S. 4171 was held at the desk.

Page H8676

**Senate Messages:** Messages received from the Senate today appear on pages H8676 and H8704.

**Quorum Calls—Votes:** Eight yeas-and-nays votes developed during the proceedings of today and appear on pages H8694, H8694–95, H8695–96, H8699–H8700, H8700–01, H8701–02, H8702–03, and H8703.

**Adjournment:** The House met at 9 a.m. and adjourned at 5:12 p.m.

## Committee Meetings

### BOOM AND BUST: THE NEED FOR BOLD INVESTMENTS IN FAIR AND AFFORDABLE HOUSING TO COMBAT INFLATION

*Committee on Financial Services:* Full Committee held a hearing entitled “Boom and Bust: The Need for Bold Investments in Fair and Affordable Housing to Combat Inflation”. Testimony was heard from public witnesses.

## Joint Meetings

No joint committee meetings were held.

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### COMMITTEE MEETINGS FOR FRIDAY, DECEMBER 2, 2022

*(Committee meetings are open unless otherwise indicated)*

#### Senate

No meetings/hearings scheduled.

#### House

No hearings are scheduled.

*Next Meeting of the SENATE*

3 p.m., Monday, December 5

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, December 2

## Senate Chamber

**Program for Monday:** Senate will resume consideration of the nomination of Frances Kay Behm, of Michigan, to be United States District Judge for the Eastern District of Michigan.

At 5:30 p.m., Senate will vote on confirmation of the nomination of Doris L. Pryor, of Indiana, to be United States Circuit Judge for the Seventh Circuit.

## House Chamber

**Program for Friday:** Consideration of H.R. 8876—Jackie Walorski Maternal and Child Home Visiting Reauthorization Act of 2022.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Bishop, Sanford D., Jr., Ga., E1198, E1202  
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Wittman, Robert J., Va., E1197



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